



Practitioner's Docket No.: 210\_234

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Michael W. Austin and Christian C. Herbeck

Serial No.: 09/904,676

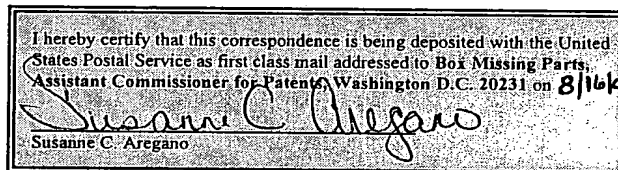
Art Unit: Not Assigned

Filed: July 13, 2001

Examiner: Not Assigned

For: HINGED PANEL FOR AIR HANDLER CABINET

Box Missing Parts  
Assistant Commissioner for Patents  
Washington, D.C. 20231



COMPLETION OF FILING REQUIREMENTS  
— NONPROVISIONAL APPLICATION

*(check and complete this item, if applicable)*

- I. ☐ This replies to the Notice to File Missing Parts of Application (PTO-1533) mailed
- ☐ A copy of the Notice to File Missing Parts of Application—Filing Date Granted (Form PTO-1533) is enclosed.

DECLARATION OR OATH

- II. ☒ No declaration or oath was filed. Enclosed is the original declaration or oath for this application.

OTHER PAPERS ENCLOSED

- III. ☐ A Preliminary Amendment canceling claims without prejudice or disclaimer
- ☒ Assignment with Assignment Transmittal
- ☒ Three (3) pages of formal drawings

TRANSMITTAL OF ENGLISH TRANSLATION  
OF NON-ENGLISH LANGUAGE PAPERS

- IV. ☐ Submitted herewith is an English translation of the non-English language application papers as originally filed. Also submitted herewith is a statement by the translator of the accuracy of the translation. It is requested that this translation be used as the copy for examination purposes in the PTO.

## SMALL ENTITY STATUS

V. ☐ A statement that this filing is by a small entity is attached.

☐ A separate refund request accompanies this paper.

☐ was filed on \_\_\_\_\_ (original).

## COMPLETION FEES

VI.

**WARNING:** Failure to submit the surcharge fees where required will cause the application to become abandoned. 37 C.F.R. 1.53.

**NOTE:** For effect on fees of failure to establish status, or change status, as a small entity, see 37 C.F.R. 1.28(a).

1. Filing Fee

☐ Original Patent Application  
(37 C.F.R. 1.16(a) --\$760.00; Small Entity--\$380.00)

\$\_\_\_\_\_

2. Fees for Claims ( Claims; Indep.)

☐ each independent claim in excess of 3  
(37 C.F.R. 1.16(b)--\$78.00; small entity--\$39.00)

\$\_\_\_\_\_00

☐ each claim in excess of 20  
(37 C.F.R. 1.16(c)--\$18.00; small entity--\$9.00)

\$\_\_\_\_\_00

☐ multiple dependent claim(s)  
(37 C.F.R. 1.16(d)--\$260.00; small entity--\$130.00)

\$\_\_\_\_\_00

3. Surcharge fees

☐ late payment of filing fee  
(37 C.F.R. 1.16(e)--\$130.00; small entity--\$65.00)

\$\_\_\_\_\_00

and/or

☒ late filing of original declaration or oath  
(37 C.F.R. 1.16(e)--\$130.00; small entity--\$65.00)

\$\_\_\_\_\_130.00

**NOTE:** If both the filing fee and declaration or oath were missing from the original papers, only one surcharge fee for both need be paid. 37 C.F.R. 1.16(e).

4. ☐ Petition and fee for filing by other than all the inventors or a person not the inventor  
(37 C.F.R. 1.17(i) and 1.47--\$130.00)

\$\_\_\_\_\_00

5. ☐ Fee for processing an application filed with a specification in a non-English language  
(37 C.F.R. 1.17(k) and 1.52(d)--\$130.00)

\$\_\_\_\_\_00

6. ☒ Assignment Fee

\$\_\_\_\_\_40.00

**Total Completion Fees \$170.00**

### EXTENSION OF TIME

- VII. ☒ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

### TOTAL FEE DUE

VIII. The total fee due is:

Completion fee(s)	\$170.00
Extension fee (if any)	\$_____
<b>Total Fee Due</b>	<b>\$170.00</b>

### PAYMENT OF FEES

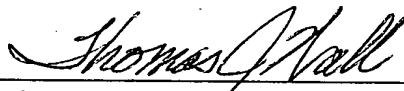
- IX. ☒ Enclosed is a check in the amount of \$170.00.  
☐ Charge Account No. \_\_\_\_\_ in the amount of \$\_\_\_\_\_. A duplicate of this request is attached.

### AUTHORIZATION TO CHARGE ADDITIONAL FEES OR CREDIT OVERPAYMENT

- X. ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0289.
- ☒ Any additional filing fees required under 37 CFR 1.16.  
☐ Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

Date: August 16, 2001

  
\_\_\_\_\_  
Thomas J. Wall  
Reg. No. 24,280

CRP:TJW/sca

WALL MARJAMA & BILINSKI  
101 South Salina Street, Suite 400  
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Customer No.: 020874



Practitioner's Docket No.: 210\_234

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the application of: Michael W. Austin and Christian C. Herbeck

Ser. No.: 09/904,676

Group Art Unit: 3636

Filed: July 13, 2001

Examiner: Not Assigned

For: HINGED PANEL FOR AIR HANDLER CABINET

Box Missing Parts  
Assistant Commissioner for Patents  
Washington, DC 20231

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail addressed to **Box Missing Parts, Assistant Commissioner for Patents, Washington D.C. 20231**, on August 31, 2001.

*Cheryl M. Nichols*  
Cheryl M. Nichols

**NOTIFICATION OF PRIOR SUBMISSION  
OF ORIGINAL EXECUTED DECLARATION**

Sir:

In response to the Notice to File Missing Parts mailed August 27, 2001, applicants' representatives filed all the requested documents with the U.S. PTO on August 16, 2001. Attached hereto are photocopies of these documents and the PTO's copy of the Notice to File Missing Parts.

The PTO is requested to telephone the undersigned should they have any questions regarding this submission.

Respectfully submitted,

August 31, 2001

Date

*Christopher R. Pastel*

Christopher R. Pastel  
Reg. No. 37,694

CRP/cmn

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Page 1 of 1  
COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/904,676	07/13/2001	Michael W. Austin	210_234

CONFIRMATION NO. 5184

FORMALITIES LETTER



\*OC000000006477210\*

WALL MARJAMA & BILINSKI  
Suite 400  
101 South Salina Street  
Syracuse, NY 13202

Date Mailed: 08/27/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.

*A copy of this notice **MUST** be returned with the reply.*

*Seble*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE